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5-24-04  
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MS AF  
RESPONSE UNDER  
37 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 2615

PATENT  
1110-0212P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Toru MATAMA

Conf.: 6573

Appl. No.: 09/209,751

Group: 2615

Filed: December 11, 1998

Examiner: Brian C. GENCO

For: IMAGE PROCESSING APPARATUS

**RECEIVED**

NOTICE OF APPEAL FROM THE  
PRIMARY EXAMINER TO THE BOARD OF APPEALS

MAY 05 2004

Technology Center 2600

**MS AF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

April 30, 2004

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated November 3, 2003 of the Primary Examiner finally rejecting claims 1-10.

This document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of ( ) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$0.00 is required for the full period of the above-requested extension of time.

8  
330.00

An extension of three (3) month(s) for responding to the Final Rejection was previously requested and paid for on April 19, 2004.

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Applicant claims small entity status. See 37 C.F.R. § 1.27.

05/03/2004 CCHAU1  
01 FC:1401

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

- Large entity - \$330.00
- Small Entity - \$165.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$330.00.

Payment of the above TOTAL FEE is being made in the following manner:

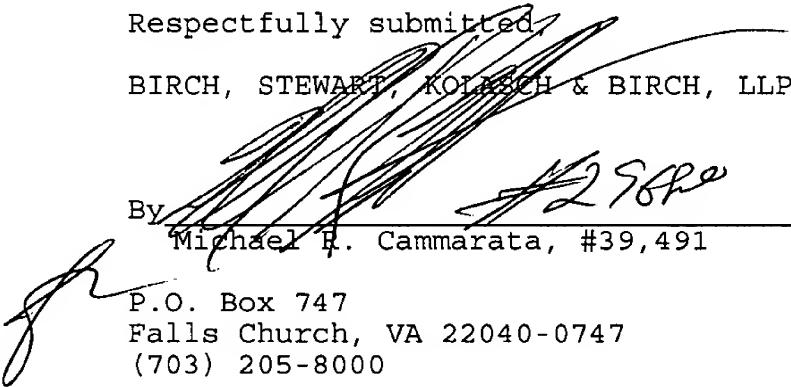
- A Check in the amount of \$330.00 is enclosed.
- Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By

  
Michael R. Cammarata, #39,491

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MRC/kpc

(Rev. 02/12/2004)